?BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
%DATED: 04.10.2018
*CORAM
THE HONOURABLE Mr.JUSTICE S.VAIDYANATHAN
+W.P.(MD)No.20826 of 2018

#C.Sukumaran
... Petitioner
Vs.
$1.The State of Tamil Nadu,
Rep.by its The Secretary to Government,
Transport Department,
Chennai ~ 09.

2.The Tamil Nadu State Transport Corporation (Kumbakonam) Ltd.,
Rep.by its Managing Director,
Kumbakonam,
Thanjavur.

3.The General Manager,
The Tamil Nadu State Transport Corporation (Kumbakonam) Ltd.,
Karaikudi Region,
Karaikudi, Sivagangai.

4.The Administrator,
The Tamil Nadu State Transport Corporation Pension Fund Trust,
Thiruvalluvar House,
Pallavan Salai,
Chennai 600 002.
... Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to grant dearness allowance of 139 percentage as agreed by the respondent.

!For Petitioner : Mr.V.M.Balamohan Thambi

^For Respondents : Mr.M.Pandiarajan for R1
Mr.D.Sivaraman for R2 and R3
Mr.A.P.Muthupandian for R4

:Order

The petitioner seeks for a Writ of Mandamus, directing the respondents to grant dearness allowance at 139 percentage as agreed by the respondents.

2.Mr.M.Pandiarajan, learned counsel takes notice for the first respondent, Mr.D.Sivaraman, learned counsel takes notice for the respondents 2 and 3 and Mr.A.P.Muthupandian, learned counsel takes notice for the fourth respondent. By consent, the writ petition itself is taken up for final disposal.

3.The learned counsel for the petitioner submitted that it would suffice if the representation of the petitioner dated 16.04.2018 shall be disposed of in terms of Section 12(3) of Industrial Disputes Act, within a time frame to be fixed by this Court.

4.In view of the limited scope of the prayer, without going into the merits of the matter, the respondents are directed to consider the representation of the petitioner, dated 16.04.2015 and pass appropriate orders thereon in the light of the terms of settlement dated 13.04.2015 entered under Section 12(3) of Industrial Disputes Act, 1947, preferably within a period of 12 weeks from the date of receipt of a copy of this order.

5.With the above direction, the Writ Petition stands disposed of. No costs.

To
1.The Secretary to Government,
Transport Department,
Chennai ~ 09.

2.The Managing Director,
The Tamil Nadu State Transport Corporation (Kumbakonam) Ltd.,
Kumbakonam,
Thanjavur.

3.The General Manager,
The Tamil Nadu State Transport Corporation (Kumbakonam) Ltd.,
Karaikudi Region,
Karaikudi, Sivagangai.

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